

UNITED STATES DISTRICT COURT  
DISTRICT OF NEW HAMPSHIRE

U.S. DISTRICT COURT  
DISTRICT OF NEW HAMPSHIRE

FEB 07 2011

FILED

United States of America

v.

Case No. 03-cr-200-01-PB

USM No: 03268-049

Defense Attorney: Michael C. Shklar, Esq.

Christian Burgos

Date of Previous Judgment: July 1, 2005

(Use Date of Last Amended Judgment if Applicable)

**Order Regarding Motion for Sentence Reduction Pursuant to 18 U.S.C. § 3582(c)(2)**

Upon motion of ☒ the defendant ☐ the Director of the Bureau of Prisons ☐ the court under 18 U.S.C. § 3582(c)(2) for a reduction in the term of imprisonment imposed based on a guideline sentencing range that has subsequently been lowered and made retroactive by the United States Sentencing Commission pursuant to 28 U.S.C. § 994(u), and having considered such motion, and taking into account the sentencing factors set forth in 18 U.S.C. § 3553(a), to the extent they are applicable,

**IT IS ORDERED** that the motion is:

☒ DENIED.

☐ GRANTED and the defendant's previously imposed sentence of imprisonment (as reflected in the last judgment issued) of months is reduced to months.

**I. COURT DETERMINATION OF GUIDELINE RANGE** (Prior to Any Departures)

Previous Offense Level:

Amended Offense Level:

Criminal History Category:

Criminal History Category:

Previous Guideline Range:

Amended Guideline Range:

**II. SENTENCE RELATIVE TO AMENDED GUIDELINE RANGE**

☐ The reduced sentence is within the amended guideline range.

☐ The previous term of imprisonment imposed was less than the guideline range applicable to the defendant at the time of sentencing as a result of a departure or Rule 35 reduction, and the reduced sentence is comparably less than the amended guideline range.

☐ Other (explain):

**III. ADDITIONAL COMMENTS (See Attached Order)**

All provisions of the judgment dated July 1, 2005 shall remain in effect.

**SO ORDERED.**

Order Date: February 7, 2011



Paul Barbadoro  
United States District Judge

Effective Date:

(if different from date of order)